

D.B. CIVIL SPECIAL APPEAL (W) NO.986/2007
Banwari Lal **Vs.** 1. Addl. District Judge (FT), Parabatsar.
2. Nanu Ram
3. Bodu Ram
4. Rukma Devi

Date : 04.12.2007

PRESENT

HON'BLE ACTING CHIEF JUSTICE MR. RAJESH BALIA
HON'BLE MR. JUSTICE BHANWAROO KHAN

Mr. S.P. Sharma for the appellant.

Having heard learned counsel for the appellant
we don not find any merit in this appeal.

This appeal is directed against the judgment of learned Single Judge by which his writ petition challenging the order of the trial court dated 8.2.2006 rejecting two applications moved by him on 2.9.2005 and 26.9.2006 under Order 18 Rule 17 C.P.C. and under Order 7 Rule 14 (3) C.P.C. respectively on the ground that both the applications have been placed after closure of the plaintiff's evidence in rebuttal. The writ petition challenging that order has been dismissed by the learned Single Judge finding no error in exercise of discretion by the learned trial court in rejecting the said application. We are in agreement with the learned Single Judge.

The appeal is dismissed.

[BHANWAROO KHAN], J.

[RAJESH BALIA], ACTG.C.J.

babulal/